

UNITED STATES DISTRICT COURT

District of Massachusetts

RICH REINISCH, Derivatively on
Behalf of BIOPURE CORPORATION,

Plaintiff,

v.

THOMAS A. MOORE, CARL W. RAUSCH,
DAVID N. JUDELSON, CHARLES A. SANDERS, M.D., C. EVERETT KOOP,
M.D., DANIEL P. HARRINGTON and
J. RICHARD CROUT, M.D.,

Defendants,

and

BIOPURE CORPORATION, a Delaware
Corporation,

Nominal Defendant

TO: (Name and address of Defendant)

CHARLES A. SANDERS, M.D.
3200 Rugby Road
Durham, NC 27707

YOU ARE HEREBY SUMMONED and required to serve on PLAINTIFF'S ATTORNEY (name and address)

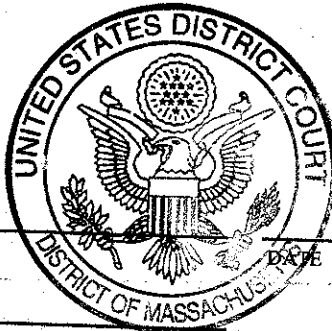
Mary T. Sullivan
SEGAL ROITMAN & COLEMAN
11 Beacon Street, Suite 500
Boston, MA 02108
617/742-0208

an answer to the complaint which is served on you with this summons, within 20 days after service of this summons on you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties to this action must be filed with the Clerk of this Court within a reasonable period of time after service.

TONY ANASTAS

CLERK

(By) DEPUTY CLERK



JAN 29 2004

Attorney or Party without Attorney: Brian J. Robbins, Esq., Bar #190264 Robbins Umeda & Fink, LLP 1010 Second Avenue, Suite 2360 San Diego, CA 92101 Telephone No: (619) 525-3990 FAX No: (619) 525-3991				For Court Use Only	
Attorney for: Plaintiff					
Insert name of Court, and Judicial District and Branch Court: United States District Court - District Of Massachusetts					
Plaintiff: Rich Reinisch, Et Al. Defendant: Thomas A. Moore, Et Al.				Case Number: 0410215NG	
AFFIDAVIT OF SERVICE		Hearing Date:	Time:	Dept/Div:	Ref. No. or File No.:

1. At the time of service I was at least 18 years of age and not a party to this action.
2. I served copies of the Summons in a Civil Action; Complaint; Civil Cover Sheet
3. a. Party served: Charles A. Sanders, M.D.
 b. Person served: party in item 3.a.
4. Address where the party was served: 3200 Rugby Road
 Durham, NC 27707
5. I served the party:
 b. by substituted service. On: Fri., Feb. 13, 2004 at: 08:15AM I left the documents listed in item 2 with or in the presence of:
 Leon McLeonard, Butler / Occupant
 (2) (Home) Competent Member of the Household over 18. I informed him or her of the general nature of the papers.
 (4) A declaration of mailing is attached.

7. Person Who Served Papers:
 a. David Vandenboom



1st Nationwide Legal Services
 501 12th Street
 Sacramento CA, 95814

Voice: 916.449.8990
 FAX: 916.449.8991

Fee for Service:

I Declare under penalty of perjury under the laws of the State of Massachusetts that the foregoing is true and correct.

David Vandenboom

(signature)
 DAVID VANDENBOOM
 6300 LIMOUSINE DR. SUITE 132
 RALEIGH, NC 27617

8. SUBSCRIBED AND SWORN to me, a Notary Public in and for said County and State.
 My Commission Expires July 13, 2005
 (Date)

Judicial Council form POS-010
 Rule 982.9.(a)&(b) Rev January 1, 2004

AFFIDAVIT OF SERVICE

Terese A. Alken 03/10/04
 (Notary Public))

brrob.11716

Attorney or Party without Attorney: Brian J. Robbins, Esq., Bar #190264 Robbins Umeda & Fink, LLP 1010 Second Avenue, Suite 2360 San Diego, CA 92101 Telephone No: (619) 525-3990 FAX No: (619) 525-3991		For Court Use Only	
Attorney for: Plaintiff Insert name of Court, and Judicial District and Branch Court: United States District Court - District Of Massachusetts			
Plaintiff: Rich Reinisch, Et Al. Defendant: Thomas A. Moore, Et Al.		Case Number: 0410215NG	
AFFIDAVIT OF SERVICE By Mail		Hearing Date:	Time:
		Dept/Div:	Ref. No or File No.:

- I am over the age of 18 and not a party to this action. I am employed in the county where the mailing occurred.
- I served copies of the Summons in a Civil Action; Complaint; Civil Cover Sheet
- By placing a true copy of each document in the United States mail, in a sealed envelope by **First Class** mail with postage prepaid as follows:
 - Date of Mailing: Tue., Feb. 17, 2004
 - Place of Mailing: Sacramento, CA 95814
 - Addressed as follows: Charles A. Sanders, M.D.
3200 Rugby Road
Durham, NC 27707
- I am readily familiar with the business practice for collection and processing of correspondence as deposited with the U.S. Postal Service on Tue., Feb. 17, 2004 in the ordinary course of business.

5. Person Serving

- Savannah Dingman
- 1st NATIONWIDE LEGAL SERVICES, INC.
501 12th Street
Sacramento, CA 95814
- (916) 449-8990, FAX (916) 449-8991

Fee for Service:

I Declare under penalty of perjury under the laws of the State of Massachusetts that the foregoing is true and correct.

2-17-04
(Date)

Savannah Dingman
(signature)

8. **SUBSCRIBED AND SWORN** to me, a Notary Public in and for said County and State.

My Commission Expires 3-17-07
(Date)

